IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 16TH OCTOBER 2007 / 24TH ASWINA 1929

WP(C).No. 30609 of 2007(R)

PETITIONER:

V.P.ASOKAN, S/O. PERAVAKUTTY,
AGED 52 YEARS, DEEPAK NIVAS, KARANTHOOR P.O.,
KUNNAMANGALAM VILLAGE, KOZHIKODE DISTRICT.

BY ADV. SRI.BABU JOSEPH KURUVATHAZHA
SRI.K.I.SAGEER

RESPONDENTS:

----

1. **THE REVENUE DIVISIONAL OFFICER,**
   KOZHIKODE.

2. **THE VILLAGE OFFICER,**
   KUNNAMANGALAM VILLAGE, KOZHIKODE DISTRICT.

3. **THE DISTRICT COLLECTOR,**
   COLLECTORATE, CIVIL STATION, KOZHIKODE.

BY GOVERNMENT PLEADER SRI. I.V. PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 16/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

ANTONY DOMINIC,J.

W.P (C) No. 30609 of 2007

Dated this the 15th October, 2007

J U D G M E N T

Challenging Exhibit-P3 order issued under Section 7 (1) of the Kerala Land Utilisation Order, this writ petition has been filed. Petitioner's contention is that without granting him an opportunity to show cause an opportunity as required, Exhibit P3 has been issued requiring him to vacating the land.

2. Government Pleader also submits that in view of this contention raised by the petitioner, Exhibit-P3 can be treated as a notice and that petitioner can file his objection thereto.

3. In view of the submissions that are made, I dispose of this writ petition directing that Exhibit-P3 shall be treated only as a notice. petitioner shall file objection,within two weeks from today, to the 1st respondent, in which event, 1st respondent will consider his objection and pass final orders with notice to the petitioner. This shall be done, within two months from the date of receipt of a copy of this judgment.

(ANTONY DOMINIC, JUDGE)

ma

K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007